

ITEM 13

SUPPORTING DOCUMENT 4

Marina & Yacht Club NPDES Permit
Response Team

747 Golden Park Avenue, San Diego, CA 92106

Tel: 619-224-2471 FAX: 619-222-7211

Email: HPPurdon@cox.net

May 16, 2003

2003 MAY 19 A 9:23

SAN DIEGO REGIONAL
WATER QUALITY
CONTROL BOARD

Mr. John Robertus
Executive Officer
California Regional Water Quality Control Board
San Diego Region
9174 Sky Park Court, Suite 100
San Diego, CA 92123-4340

Dear Mr. Robertus:

I have been asked by a group consisting of marina owners and operators as well as a number of yacht clubs in the San Diego Region to outline a course of action related to the CRWQCB/San Diego Region's Tentative Order NO. R9-2003-0215, NPDES NO. CAG999001 General Waste Discharge Requirements for Waste Discharges Associated with Marina Operations to Coastal Waters in the San Diego Region. We are organized in an attempt to bring back to the RWQCB a document that more accurately reflects the goals of your board and what marinas and yacht clubs can realistically accomplish.

We have had a number of meetings on this issue as a group and we have others planned for the future to address the various issues from the draft permit you issued. We have many groups in attendance including but not limited to the San Diego Port Tenants Association, the California Marina Recreation Association, Port of San Diego, Recreational Boaters of California, San Diego Association of Yacht Clubs and the Mission Bay Tenants Association.

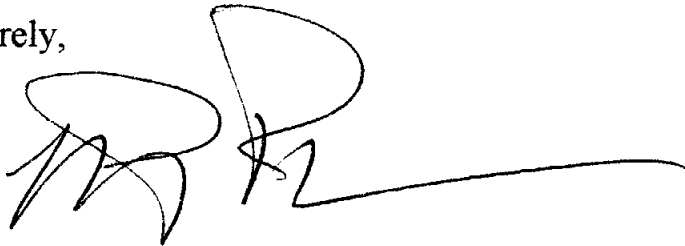
Page Two
John Robertus
May 16, 2003

In order to address the numerous pages of your draft and the numerous issues they raise, we would like you to consider an extension of time from the June 11th meeting to sometime in the time frame of September 9-11, 2003. We need this time to work with the RWQCB staff to continue the good outreach process to date and to meld our experience as marina operators with your staff and board and create a professional realistic document.

We need the extension of time to meet and develop the response with the idea that we want to be part of the solution to your goals. But we also have to run our businesses and we can't afford to spend the time it warrants in just the next couple of weeks. We need at least until September to do this as August is a month that involves us heavily at our marinas and yacht clubs and many of the interested parties are on vacation in August.

I hope you and your board will consider our request for an extension until September at which time we would like to make an orchestrated presentation to your board on the draft permit issues.

Sincerely,

A handwritten signature in black ink, appearing to be 'H. P. Purdon', with a long horizontal line extending to the right.

H. P. "Sandy" Purdon

Cc via email: Peter Michaels
 Response Team Members



Russ Robinson
President

Doug Hipsley
Vice President - North

William Patton
Vice President - South

Bob White
Secretary - Treasurer

Legislative Advocates
Jerry Desmond
Executive Vice President

Jerry Desmond, Jr.
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Robert D. Caroen 1983
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John C. Robinson 1986
Robert J. Hoffman 1987
Burton Jay, M.D. 1988
Nils Andersson 1989
Roger C. Wilson 1990
Glenn A. Harter 1991
S. A. "Bud" Zucker 1992
Milton E. Morgan, Jr. 1993
Dedrick G. Denison 1993
Gail E. Hine 1994
Richard C. Tipton 1995
Jim Clark 1996
George Neill 1997
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Bill Lewis 2000
Joan Marsh-Clune 2001
James Ensign 2002

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May 19, 2003

SUPPORTING DOCUMENT 5

Mr. John Robertus
Executive Officer
California Regional Water Quality Control Board
San Diego Region
9174 Sky Park Court, Suite 100
San Diego, CA 92123-4340

2003 MAY 21 P 1:34

CALIFORNIA REGIONAL
WATER QUALITY
CONTROL BOARD

Re: Tentative Order No. R9-2003-0215
Proposed Coastal Marina Water Quality Permit

Dear Mr. Robertus:

On behalf of Recreational Boaters of California [RBOC], this is to request that the Board grant an extension of time for four months, from July 11 to October 11, 2003, for the submission of public comments and for a possible decision on this proposal.

RBOC is the nonprofit organization that promotes and advocates the interests of boaters statewide before the legislative and executive branches of government.

An additional period of time would provide our organization with the critical time it needs, on behalf of the 40,000 boating families who belong to 190 boating and sailing clubs throughout the state, to develop an informed understanding of the complex issues involved in the proposal, to assess the real-life impacts and ramifications in their implementation, and to provide comments that specifically address this proposal from a boaters' perspective.

Our organization has become involved in this issue just this week, with the formal promulgation of the proposed permit. Already, based upon our review of the documents, it appears that the proposal presents a significant precedent that could be followed in other regions of the state.

In addition, it has become clear to us that there are many boaters in the impacted areas who, for one reason or another, either had no advance knowledge of this proposal or had very little understanding.

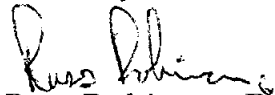
Mr. John Robertus
May 19, 2003
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For these reasons, we urge the Board to provide a four-month extension.

We appreciate this opportunity to make this request, and we look forward to your favorable consideration.

I can be reached at (408) 732-0320, and our legislative advocate, Jerry Desmond, Jr., can be reached at (916) 441-4166.

Sincerely,

A handwritten signature in dark ink, appearing to read "Russ Robinson". The signature is fluid and cursive, with the first name "Russ" and last name "Robinson" clearly distinguishable.

Russ Robinson, President

Rboc/SDRWQCBL5-19-03

ITEM 13 SUPPORTING DOCUMENT 6

Regional Water Quality Control Board Wants Marinas, Yacht Clubs To Have Pollution Permits

Wednesday, May 21, 2003

By Louis Gerlinger

Log News Service - The California Regional Water Quality Control Board, San Diego Region on May 12 said it will propose adopting an order requiring marinas and yacht clubs to obtain a Coastal Marina Water Quality Permit and within one year, to prepare a written Marina Pollution Prevention Plan.

The permit requirements would apply to facilities with slips for at least 10 boats that are located in the greater San Diego Basin, which includes the Del Mar Boat Basin (Camp Pendleton) and four other harbors - Dana Point Harbor in Orange County, and Oceanside Harbor, Mission Bay, and San Diego Bay in San Diego County.

The board has scheduled a public hearing on the proposal during its regular meeting in San Diego June 11. It will consider adoption of requirements for waste discharges associated with marina operations to surface waters in those areas.

The Recreational Boaters of California (RBOC) May 13 issued a "Memorandum to California Boaters" in which it outlined the requirements that the regulation would impose on marinas and yacht clubs.

RBOC said it was concerned that adoption of the regulation by the San Diego board could be a precedent for similar action by other regional water-quality control boards across the state.

Jerry Desmond Jr., director of government relations for RBOC, said the information overview is intended to provide the basic information about the proposed permit.

"RBOC is requesting input from boating clubs and individuals in regard to any concerns that they may have with the new coastal marina water-quality permit that is being proposed by the San Diego Regional Water Quality Control Board," Desmond said.

"There was trepidation prior to the release of the proposal on May 12 that the permit could create hardships for marinas and that the permit requirement could also be intended to apply to boating clubs.

"There was also concern that the permit requirement could impose significant new fees and could require burdensome new activities including monitoring and reporting," he added.

Desmond said that there were concerns that the imposition of the permit requirement could be a hardship to boaters who have copper-based anti-fouling paint on their boats or when they need to have the hulls of their boats cleaned.

The board invites interested persons to submit written or oral comments, which must be received by the close of the public hearing June 11. For information, contact Peter Michael (858) 467-2990.

A copy of the tentative order and detailed information on the proposal are posted on the board's Web site: www.swrcb.ca.gov/rwqcb9/.

Log News Service

ITEM 13

SUPPORTING DOCUMENT 7

From: "Capt. Richard Cloward USN (ret)" <sdptatwo@mill.net>
To: John Robertus <robej@rb9.swrcb.ca.gov>
Date: 5/27/03 10:13AM
Subject: Marina NPDES Permit

May 27th, 2003

Dear John,

I am writing on behalf of the San Diego Port Tenants Association and its 19 member marinas to ask for a delay on the hearing for the Marina NPDES permit until the Sept 2003 RQWCB meeting. This request is made at the direction of our Executive Committee.

RWQCB Staff has been energetic in its outreach efforts and I commend them for their hard work & their usual professionalism. The fact remains that staffing this through our members alone has been time consuming & we have only had limited contact with the out of area marinas. Some marina headquarters offices are located out of the county and there is always the problem of just arranging 19 members to get to a meeting. We just had our first meeting with the Port on Friday and that led to the realization we will need to have them more involved. I queried EHC (Ms Hunter) about her possible opposition to a postponement and her response was that if the result is more clarity, they would not oppose our request.

In short, you have the old military advantage of interior lines of communication and we are spread all over the countryside.

SDPTA did not let you (or the RWQCB) down on the boat yards (indeed our boatyards just got a "Clean Water Leader" award from Bay Council & I know you are aware of the request for a grant to test filtration methods) and we will not let you down on this one. The marinas will use the additional time beneficially.

Finally, if you grant the extension, I will publicly state (one time only) that the Navy's principal purpose is to carry Marines into battle.

Sincerely,

Dick Cloward

CC: Pete Michael <michp@rb9.swrcb.ca.gov>, Tom Fetter <Tom@tfetterco.com>, Sandy Purdon <hppurdon@cox.net>, "Merk, David" <dmerk@portofsandiego.org>

ITEM 13

SUPPORTING DOCUMENT 8

From: John Robertus
To: Capt. Richard Cloward USN (ret)
Date: 5/27/03 3:20PM
Subject: Re: Marina NPDES Permit

Dick, thanks for your e-mail. I intend to ask the Board to conduct the the public hearing on the 11th of June. I will probably recommend that they open the hearing and consider what is provided in the way of testimony and then decide if they want to continue the hearing into the future or not. They will also decide how much more time and public comments/input is needed. Our next board meeting is not until August. We have already had a well attended public workshop and although I'm sure many people would want more time to redraft and talk about the permit, it is time to put the matter to the Board to get their guidance. There have been a lot of questions asked of us that we can not answer factually as to what the permit will eventually say. People seem to think that I have some communications with the Board Members on permits such as this one. The fact is, I have extremely limited guidance so far from the Board and it is my determination that it is needed at this time. I do not intend to ask them to adopt the permit in June, only hold the hearing to get testimony and for them to give me guidance on how to proceed from that point. JHR

"The energy challenge facing California is real. Every Californian needs to take immediate action to reduce energy consumption. For a list of simple ways you can reduce demand and cut your energy costs, see our Web-site at <http://www.swrcb.ca.gov>."

CC: Art Coe; John Richards; Merk, David; Mike McCann; Pete Michael; Sandy Purdon;
Tom Fetter

ITEM 13

SUPPORTING DOCUMENT 9

From: "Sandy Purdon" <hppurdon@cox.net>
To: "John Robertus" <robej@rb9.swrcb.ca.gov>, "Peter Michael" <michp@rb9.swrcb.ca.gov>
Date: 5/28/03 7:25PM
Subject: Marinas response to proposed NPDES Permit

John and Peter: Our group representing most of the marinas and yacht clubs from Chula Vista to Oceanside have been meeting for the past two Wednesdays to organize in response to the proposed NPDES Permit your RWQCB.

I assume you received our request for a continuance of the meeting so we could review and respond to the order. I understand through emails to Richard Cloward of the Port Tenants Association that you are inclined not to continue the June 11th meeting.

If you are not going to continue the June 11th meeting of the board, we would like to have some extended time at the meeting to have an organized presentation. This should make it easier for your board to understand our concerns with the order on a number of issues.

We would like to have 15-30 minuets in the beginning of the meeting to present our concerns with the order. The thrust of this presentation will be constructive. We may have more than one speaker during that time allocation but there are a number of issues and we would like enough time to be able to explain to your board our reasoning and concerns. I would hope that after our presentation and presentations from other groups that your board will continue the decision to approve the order with direction that we work with your staff to arrive at something that will function and manifest itself in a goal that is realistic and manageable. There are a lot of issues that the order has in it that concern us and, if the goal is to have something that works to make the water cleaner, we need to work with your staff to achieve that goal.

It would be helpful to know what time allocation we have at the June 11th meeting for our presentation. We hope to have some talking points for your board to review prior to the meeting. Hope this meets with your approval.

Sandy Purdon

Chair, Marina & Yacht Club NPDES Permit Response Team

619-222-0330